


MAYOR AND COUNCIL - REGULAR MEETING

ADMINISTRATIVE ACTION REPORT AND SUMMARY JULY 10, 2007

FROM: CITY MANAGER



1. ROLL CALL: 5:33 p.m.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup, Vice-Mayor Shirley C. Scott, Council Members Jose J. Ibarra, Carol West, Karin Uhlich, Steve Leal and Nina J. Trasoff, Kathleen S. Detrick, City Clerk

STAFF MEMBERS: Mike Hein, City Manager
Mike Letcher, Deputy City Manager
Mike Rankin, City Attorney

2. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Rolanda Mazeika, City Clerk's Office, after which the Pledge of Allegiance was led by the Boy Scout Troop #333.

PRESENTATIONS

- a. Proclaiming July 23 to July 28 to be "Buffalo Soldier Week"
- b. Award of Appreciation and Recognition to Stewart R. (Dick) Palmer

The City Clerk announced that Susie Rogers is available to provide Spanish language assistance for anyone who needs it.

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – JULY10-07-397</p> <p>Vice Mayor Scott made the following announcements:</p> <ul style="list-style-type: none">• Ward 4 Office is collecting old, unused cell phones with batteries and attachments and also pagers. The cells phones and pagers will be recycled to use the money to send cell phones and video phones to the troops over seas. The items can be dropped off at Ward 4 Office, 8123 E. Poinciana.	

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

3. MAYOR AND COUNCIL REPORT: SUMMARY OF CURRENT EVENTS – JULY10-07-397 (Continued from previous page)

- On Saturday, August 11, 2007, from 7:00 a.m. to 12:00 noon at the Clements Center, 8155 E. Poinciana Dr., there will be the 7th Annual Back to School Bash. There will be a free pancake breakfast where free school supplies will be given away.
- The Ward IV Council Office has been receiving phone calls and concerns from their constituency in Rita Ranch regarding an individual who was served with two citations. They want to assure their constituency that the City has taken legal steps to correct this very serious problem.

Council Member Uhlich spoke about a meeting about the dog park next to the Northwest Neighborhood Center and that a plan was created to install new turf and a better drainage system. She applauded the leadership from staff that worked on this item, Benny Young and Karen Larkin and other staff members, and of course the citizens that came to the meeting.

4. CITY MANAGER’S REPORT: SUMMARY OF CURRENT EVENTS
JULY10-07-398

City Manager Mike Hein congratulated Vice Mayor Shirley Scott for receiving the very first Excellence in Solar Energy Congressional Award. The award was presented by Arizona Congresswoman Gabriella Giffords on Thursday, July 5th at a press conference. The Vice Mayor was recognized for her outstanding commitment to innovation and creation of the use of solar energy with respect to the Ward 4 City Council Office being the first municipal City of Tucson solar building.

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

5. LIQUOR LICENSE APPLICATIONS – JULY10-07-399

LA BELLA CHINA RESTAURANT, CITY 47-07
SABRA MEDITERRANEAN RESTAURANT, CITY 48-07

Council Member Leal MOVED and it was duly seconded to direct staff to forward these applications to the State Liquor Board with recommendations for APPROVAL.

Motion PASSED by a vote of 7 to 0.

CITY CLERK

6. CALL TO THE AUDIENCE

Jessica McQuillen and Ciera Lopez spoke about the amount of littering that is occurring on Old Spanish Trail and urged the Mayor and Council to hold a study session on the topic and take a tough stance against littering.

Rob Blizzard spoke about the Commission on Disability Issues and their proactive efforts to mitigate traffic problems.

Bishop Chicago spoke about drug problems on the Southside and the plight of the homeless.

Michael Toney spoke about the effects of tree-trimming on birds, and also about fiber optics.

Joseph Sweeney spoke about voter registration fraud by illegal immigrants.

Jack Strasburg spoke about the Steinfield Warehouse and requested additional assistance for the artists that are being re-located.

7. C O N S E N T A G E N D A

*****ITEM “R” WAS CONSIDERED SEPARATELY *****

A. FINANCE: UNCOLLECTIBLE ACCOUNTS RECEIVABLE
– JULY10-07-401

RESOLUTION NO. 20709

DIR. OF FINANCE

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>B. TUCSON CODE: AMENDING (CHAPTER 28) THE PROCUREMENT CODE RELATING TO SUBCONTRACTOR LISTS – JULY10-07-402</p> <p>ORDINANCE NO. 10434</p>	<p><u>DIR. OF PROCUREMENT</u></p>
<p>C. REAL PROPERTY: LEASE AGREEMENT WITH PIMA COUNTY FOR OFFICE SPACE IN THE PUBLIC WORKS BUILDING AT 201 NORTH STONE AVENUE – JULY10-07-403</p> <p>ORDINANCE NO. 10432</p>	<p><u>DIR. OF TRANSPORTATION</u></p>
<p>D. ASSURANCE AGREEMENT: (S06-056) SIERRA MORADO SUBDIVISION, UNIT 3, LOTS 807 TO 1117, AND COMMON AREAS “A”, “B”, AND “C” – JULY10-07-405</p> <p>RESOLUTION NO. 20710</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>E. FINAL PLAT: (S06-056) SIERRA MORADO SUBDIVISION, UNIT 3, LOTS 807 TO 1117, AND COMMON AREAS “A”, “B”, AND “C” – JULY10-07-406</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>F. ASSURANCE AGREEMENT: (S06-031) SIERRA MORADO SUBDIVISION, UNIT 4, LOTS 1118 TO 1530, AND COMMON AREAS “A”, “B”, AND “C” – JULY10-07-404</p> <p>RESOLUTION NO. 20711</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>
<p>G. FINAL PLAT: (S06-031) SIERRA MORADO SUBDIVISION, UNIT 4, LOTS 1118 TO 1530, AND COMMON AREAS “A”, “B”, AND “C” – JULY10-07-407</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION						
<p>H. ASSURANCE AGREEMENT: (S05-105) TRES PUEBLOS SUR SUBDIVISION (RCP), LOTS 1 TO 60, COMMON AREAS “A-1” TO “A-4”, AND COMMON AREAS “B-1” TO “B-2” – JULY10-07-408</p> <p>RESOLUTION NO. 20712</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>						
<p>I. FINAL PLAT: (S05-105) TRES PUEBLOS SUR SUBDIVISION (RCP), LOTS 1 TO 60, COMMON AREAS “A-1” TO “A-4”, AND COMMON AREAS “B-1” TO “B-2” – JULY10-07-409</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>						
<p>J. FINAL PLAT: (S06-093) EASTSIDE INDUSTRIAL CENTER, A 12 UNIT INDUSTRIAL CONDOMINIUM SUBDIVISION, UNITS 1 TO 12, COMMON ELEMENT “A”, AND LIMITED COMMON ELEMENTS “B”, “C”, “D”, “E”, AND “F” – JULY10-07-395</p>	<p><u>DIR. OF DEVELOPMENT SERVICES</u></p>						
<p>K. INTERGOVERNMENTAL AGREEMENT: WITH LOCAL JURISDICTIONS FOR THE ESTABLISHMENT OF A CENTRALIZED BAIL BOND ACCEPTANCE SERVICE – JULY10-07-412</p> <p>RESOLUTION NO. 20713</p>	<p><u>CITY COURT</u></p>						
<p>L. FINANCE: COMMUNITY SUPPORT FUND TRANSFER FOR THE LOFT CINEMA – JULY10-07-415</p> <p>RESOLUTION NO. 20714</p> <p>The City Clerk announced that in addition to the five hundred dollars (\$500) from the Mayor’s Office and two hundred dollars (\$200) from the Ward 2 Office the following Offices are also contributing:</p> <table data-bbox="305 1696 792 1801"> <tr> <td>Vice Mayor Scott –</td> <td>\$100.00</td> </tr> <tr> <td>Council Member Uhlich –</td> <td>\$200.00</td> </tr> <tr> <td>Council Member Ibarra -</td> <td>\$200.00</td> </tr> </table> <p>The new grand total is \$1,200.00.</p>	Vice Mayor Scott –	\$100.00	Council Member Uhlich –	\$200.00	Council Member Ibarra -	\$200.00	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>
Vice Mayor Scott –	\$100.00						
Council Member Uhlich –	\$200.00						
Council Member Ibarra -	\$200.00						

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>M. REAL PROPERTY: RIGHTS-OF-WAY FOR THE FOURTH AVENUE UNDERPASS PROJECT – JULY10-07-413</p> <p>RESOLUTION NO. 20715</p>	<p><u>DIR. OF TRANSPORTATION</u></p>
<p>N. GRANT AGREEMENT: WITH THE ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY FOR HOUSEHOLD HAZARDOUS WASTE AND COMPUTER EQUIPMENT – JULY10-07-410</p> <p>RESOLUTION NO. 20716</p>	<p><u>DIR. OF ENVIRONMENTAL SERVICES</u></p>
<p>O. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY FOR MAINTAINING A SUB-RECIPIENT AGREEMENT FOR THE HOME PROGRAM – JULY10-07-416</p> <p>RESOLUTION NO. 20717</p>	<p><u>DIR. OF COMMUNITY SERVICES</u></p>
<p>P. INTERGOVERNMENTAL AGREEMENT: WITH PIMA COUNTY RENEWING PARTICIPATION IN THE HOME PROGRAM – JULY10-07-417</p> <p>RESOLUTION NO. 20718</p>	<p><u>DIR. OF COMMUNITY SERVICES</u></p>
<p>Q. REAL PROPERTY: AUTHORIZATION TO ACQUIRE REAL PROPERTY FOR THE TUCSON ORIGINS HERITAGE PARK – JULY10-07-411</p> <p>RESOLUTION NO. 20719</p>	<p><u>DIR. OF TRANSPORTATION</u></p>
<p>S. FINANCIAL PARTICIPATION AGREEMENTS: WITH VARIOUS OUTSIDE AGENCIES – JULY10-07-420</p> <p>RESOLUTION NO. 20721</p>	<p><u>DIR. OF BUDGET AND RESEARCH</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>T. FINANCIAL REIMBURSEMENT AGREEMENT: WITH HOTEL CONGRESS FOR THE 4TH AVENUE UNDERPASS CONSTRUCTION PROJECT – JULY10-07-419</p> <p>RESOLUTION NO. 20722</p>	<p><u>DIR. OF TRANSPORTATION</u></p>
<p>U. INTERGOVERNMENTAL AGREEMENT: WITH THE UNIVERSITY OF ARIZONA FOR LANDSCAPE WATER CONSERVATION EDUCATION – JULY10-07-418</p> <p>RESOLUTION NO. 20723</p>	<p><u>DIR. OF WATER</u></p>
<p>V. MAYOR AND COUNCIL: AMENDING THE 2007 MAYOR AND COUNCIL MEETING SCHEDULE – JULY10-07-422</p> <p>ORDINANCE NO. 10435</p>	<p><u>CITY ATTORNEY</u></p>
<p>W. APPROVAL OF MINUTES – JULY10-07-425</p>	<p><u>CITY CLERK</u></p>
<p>Council Member Trasoff MOVED and it was duly seconded that items on the Consent Agenda, except item “R” which was considered separately, and with Item “L” as amended be approved and/or adopted and proper action taken.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	
<p>R. FINANCIAL PARTICIPATION AGREEMENT: WITH TUCSON REGIONAL ECONOMIC OPPORTUNITIES, INC. (TREO) – JULY10-07-421</p> <p>RESOLUTION NO. 20720</p> <p>Council Member West MOVED and it was duly seconded to PASS and ADOPT Resolution No. <u>20720</u>.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>CITY MANAGER</u></p>

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

8. PUBLIC HEARING: TUCSON CODE (CHAPTER 13) ADOPTION OF THE 2006 INTERNATIONAL FIRE CODE WITH LOCAL MODIFICATIONS – JULY10-07-424

ORDINANCE NO. 10437

Vice Mayor Scott MOVED and it was duly seconded to CLOSE the Public Hearing.

Motion PASSED by a vote of 7 to 0.

Council Member Uhlich MOVED and it was duly seconded to PASS and ADOPT Ordinance No. 10437, and to bring back the proposed amendment to the first meeting in September.

Motion PASSED by a vote of 7 to 0.

FIRE CHIEF

9. PUBLIC HEARING: TUCSON CODE (CHAPTER 6) ADOPTION OF THE NEW AND UPDATED BUILDING CODES – JULY10-07-423

ORDINANCE NO. 10436

Council Member West MOVED and it was duly seconded to CLOSE the Public Hearing.

Motion PASSED by a vote of 7 to 0.

Council Member West MOVED and it was duly seconded to PASS and ADOPT Ordinance No. 10436.

Motion PASSED by a vote of 7 to 0.

DIR. OF DEVELOPMENT SERVICES

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

10. PUBLIC HEARING: *MAJOR STREETS AND ROUTES PLAN*
AMENDMENT – SOUTHEAST MAJOR ROADWAYS
(CONTINUED FROM THE MEETING OF JUNE 19, 2007) –
JULY10-07-426

ORDINANCE NO. 10427

Vice Mayor Scott MOVED and it was duly seconded to CLOSE the Public Hearing.

Motion PASSED by a vote of 7 to 0.

Council Member Leal MOVED and it was duly seconded to remand this back to the Planning and Zoning Commission.

Vice Mayor Scott made a substitute motion and it was duly seconded to PASS and ADOPT Ordinance No. 10427.

Council Member Uhlich requested a friendly amendment to the substitute motion that would amend the Ordinance so that it explicitly states that the plan is subject to Amendment as Comprehensive planning commences and to direct the Planning Commission to being that planning immediately.

Amendment accepted by the maker.

The City Attorney read the following amendment to Ordinance No. 10427 that would add a new Section 4 which reads:

"This Ordinance and the attached Exhibit A are subject to future amendment by the Mayor and Council as related comprehensive planning efforts and decisions proceed."

Substitute Motion as amended PASSED by a vote of 6 to 1 (Council Member Leal dissenting).

DIR. OF URBAN
PLANNING & DESIGN

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

11. PUBLIC HEARING: ZONING (C9-01-33) LODGE ON THE DESERT – ALVERNON WAY, O-3 TO C-1, FIVE YEAR TIME EXTENSION – JULY10-07-414

(Vice Mayor Scott departed at 7:33 p.m.)

Council Member Trasoff MOVED and it was duly seconded to CLOSE the Public Hearing.

Motion PASSED by a vote of 6 to 0 (Vice Mayor Scott absent/excused).

Council Member Trasoff MOVED and it was duly seconded to AUTHORIZE the request for time extension as recommended by staff.

Motion PASSED by a vote of 6 to 0 (Vice Mayor Scott absent/excused).

DIR. OF DEVELOPMENT
SERVICES

(This item was taken out of order.)

14. ZONING: (C9-05-04) P&L GROUP – AJO WAY, R-1 TO R-3, ORDINANCE ADOPTION – JULY10-07-396

ORDINANCE NO. 10433

Council Member Ibarra MOVED and it was duly seconded to PASS and ADOPT Ordinance No. 10433.

Motion PASSED by a vote of 6 to 0 (Vice Mayor Scott absent/excused).

DIR. OF DEVELOPMENT
SERVICES

RECESS: 7:43 p.m.

RECONVENE: 7:52 p.m.

MAYOR & COUNCIL: ALL PRESENT (Vice Mayor Scott absent/excused)

STAFF: ALL PRESENT

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

12. PUBLIC HEARING: AMENDING TUCSON CODE (CHAPTER 3) RELATING TO GENERAL REFORMATTING AND REVISIONS TO THE TUCSON SIGN CODE (CONTINUED FROM THE MEETING OF JUNE 26, 2007) – JULY10-07-427

Council Member Trasoff MOVED and it was duly seconded to CLOSE the Public Hearing.

Motion PASSED by a vote of 6 to 0 (Vice Mayor Scott absent/excused).

DIR. OF DEVELOPMENT SERVICES

13. BUILDING AND DEVELOPMENT: AMENDING TUCSON CODE (CHAPTER 23A) IMPACT FEES FOR POLICE, FIRE, AND PUBLIC FACILITIES – JULY10-07-428

ORDINANCE NO. 10438

Council Member Leal MOVED and it was duly seconded to CONTINUE this item to the meeting of August 6th, 2007.

Motion PASSED by a vote of 6 to 0 (Vice Mayor Scott absent/excused).

DIR. OF URBAN PLANNING & DESIGN

15. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – JULY10-07-400

Vice Mayor West MOVED and it was duly seconded to appoint the following people to the Tucson Housing Trust Fund Citizen Advisory Committee:

Category Lending Institutions – Albert Celaya

Category Multi-Family Housing Industry – Kimberly Pacheco

Category At large Ward I – Mark E. Jaffe

Category At-large Ward II – Don Strauch

Category At-large Ward III – Corky Poster

Category At-large Ward IV – Terry Galligan

Category At-large Ward V – Yvonne “Voni” Romero-Harris

Category At-large Ward VI – Andy Silverman

CITY CLERK

AGENDA ITEM /MAYOR AND COUNCIL ACTION

STAFF ACTION

15. APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS – JULY10-07-400 (Continued from previous page)

Category At-large Mayor – Tom Doucette
Category Manufactured Housing – Susan L. Brenton
Category Real Estate Sales – Gary Hardy
Category Major Employer – Stephen Young
Category Ex-Officio – Michael Grassinger
Category Land Developer/Builder/Constructions – Michael Parker
Category Public Sector – David Duffy

Furthermore, she moved to re-appoint-Marion Hook and to appoint Thomas Tronsdal to the Small Business Commission, and appoint Tucson Pima Women's Commission Victoria W. Evans

Motion PASSED by a vote of 6 to 0 (Vice Mayor Scott absent/excused).

Council Member West appointed Priscilla P. Marques as the Ward II representative to the Small Business Commission and appointed Elizabeth Bottka Smith to serve as the Ward II representative to CPARB.

16. ADJOURNMENT: 8:44 p.m.

The next regularly scheduled meeting of the Mayor and Council will be held on August 6, 2007, 5:30 p.m. in the Mayor and Council Chambers, City Hall, 255 West Alameda, Tucson, Arizona.